

MANATT, PHELPS & PHILLIPS, LLP  
 ROBERT H. PLATT (Bar No. CA 108533)  
 E-mail: rplatt@manatt.com  
 11355 West Olympic Boulevard  
 Los Angeles, CA 90064-1614  
 Telephone: (310) 312-4000  
 Facsimile: (310) 312-4224

MANATT, PHELPS & PHILLIPS, LLP  
 KEVIN P. DWIGHT (Bar No. CA 239476)  
 E-mail: kdwright@manatt.com  
 One Embarcadero Center, 30th Floor  
 San Francisco, CA 94111  
 Telephone: (415) 291-7400  
 Facsimile: (415) 291-7474

*Attorneys for Plaintiff and Cross-Defendant*  
 IAC SEARCH & MEDIA, INC.

GCA LAW PARTNERS LLP  
 WILLIAM D. CONNELL (Bar No. CA 89124)  
 E-mail: bconnell@gcalaw.com  
 1891 Landings Drive  
 Mountain View, CA 94043  
 Telephone: (650) 428-3900  
 Facsimile: (650) 428-3901

*Attorneys for Defendant and Cross-Claimant*  
 EVERYCLICK LTD.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT  
 SAN FRANCISCO DIVISION

IAC SEARCH & MEDIA, INC., a  
 Delaware corporation,

Plaintiff,

vs.

EVERYCLICK, LTD., a United Kingdom  
 company,

Defendant.

AND RELATED CROSS-CLAIM

Case No. CV-09-5725-WHA [ECF]

**STIPULATION TO CONTINUE  
 MEDIATION DEADLINE; ~~PROPOSED~~  
 ORDER**

**Proposed Mediation Date: October 26, 2010**

**Complaint Filed: Dec. 4, 2009  
 Trial Date: May 23, 2011**

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2 Plaintiff and Cross-Defendant IAC Search & Media, Inc. (“Plaintiff” or “IAC Search and  
3 Media”) and Defendant and Cross-Claimant Everyclick Ltd (“Defendant” or “Everyclick”), by  
4 and through their respective undersigned counsel of record, hereby submit this Stipulation and  
5 Proposed Order.

### 6 **Recitals and Background**

7 A. At the Case Management Conference on June 24, 2010, the Court referred this  
8 matter to the ADR Unit for Mediation [Dkt# 52], and, on July 13, 2010, the parties received  
9 Notice that Samuel R. Miller had been appointed as Mediator. [Dkt #53]

10 B. Pursuant to ADR L.R. 6-6, counsel for both parties and the Mediator conducted a  
11 telephone conference on September 13, 2010 to discuss scheduling issues, logistics and  
12 procedures to be followed, etc.

13 C. Due to deposition and trial-related conflicts in scheduling for counsel and the  
14 Mediator, as well as logistics involved in obtaining the participation of principals for both parties  
15 located in New York and England, respectively, it was determined that it would not be possible to  
16 conduct the Mediation Session on or before September 22, 2010.

17 D. However, the parties and the Mediator agreed that the Mediation Session could be  
18 scheduled for October 26, 2010, and further agreed to submit this Stipulation seeking an Order  
19 extending the mediation deadline to and including November 1, 2010, in order to allow the  
20 Mediation Session to go forward and be completed pursuant to this agreed date.

### 21 **Stipulation**

22 1. The parties, with the concurrence of the appointed Mediator and subject to the  
23 approval of the Court, stipulate that the deadline for conducting the mediation in the above-  
24 captioned matter shall be continued to and including November 1, 2010.

25 2. The parties, with the concurrence of the appointed Mediator and subject to the  
26 approval of the Court, stipulate that the Mediation Session in the above-captioned matter shall  
27 take place on October 26, 2010, at a time and location to be mutually agreed upon by the parties  
28 and the Mediator.

1 Dated: September 22, 2010

MANATT, PHELPS & PHILLIPS, LLP  
Robert H. Platt  
Kevin P. Dwight

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4 By: /s/  
Kevin P. Dwight  
5 *Attorneys for Plaintiff and Cross-Defendant*  
IAC SEARCH & MEDIA, INC.  
6

7 Dated: September 20, 2010

GCA LAW PARTNERS LLP  
William D. Connell

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9  
10 By: /s/  
William D. Connell  
11 *Attorneys for Defendant and Cross-Claimant*  
EVERYCLICK LTD.  
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13 **ATTESTATION**

14  
15 I, William D. Connell, am counsel for Defendant and the registered ECF user whose username  
16 and password are being used to file this JOINT STATUS STATEMENT. In compliance with  
17 General Order 45 X.B, I hereby attest that the above-identified counsel for Plaintiff concurred in  
18 this filing.

19  
20 Dated: September 22, 2010

GCA LAW PARTNERS LLP  
William D. Connell

21  
22 By: /s/  
William D. Connell  
23 *Attorneys for Defendant and Cross-Claimant*  
EVERYCLICK LTD.  
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**ORDER**

Having reviewed the Stipulation jointly submitted on behalf of Plaintiff IAC Search and Media, Inc., and Defendant Everyclick, Ltd., and GOOD CAUSE appearing therefore,

**IT IS HEREBY ORDERED:**


1. The deadline for conducting the mediation in the above-captioned matter shall be continued to and including November 1, 2010.

2. The Mediation Session in the above-captioned matter shall take place on October 26, 2010, at a time and location to be mutually agreed upon by the parties and the Mediator.

**This extension shall not affect any other deadlines set forth by the Court.**

**IT IS SO ORDERED.**

DATED: September 27, 2010

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE